

California Gambling Control Commission
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2399 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833
Thursday, August 4, 2005

MINUTES OF AUGUST 4, 2005
COMMISSION MEETING

OPEN SESSION

Chairman Shelton called the meeting of August 4, 2005 to order at 1:25 p.m., with Commissioners Cruz, Sasaki, and Williams present.

Staff Participating: Eugene Balonon, Executive Director, Cyrus Rickards, Chief Counsel, Legal Division, John Spittler, Deputy Director, and Cara Podesto, Manager, Licensing Division.

Upon motion of Commissioner Sasaki, seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki and Williams voting yes, the Commission approved the meeting minutes of May 19, 2005.

Upon motion of Commissioner Sasaki, seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki and Williams voting yes, the Commission approved the meeting minutes of June 8, 2005, with corrections on page seven, Dyna Management and page eight, U.S. Playing Card.

DECISION ITEMS

1. Applications for Work Permit:
 - a. Sundowner Cardroom:
Eekhong, See

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for a work permit for See Eekhong, Item 1.a.

Commissioner Sasaki questioned whether or not Mr. Eekhong's INS status was valid and was informed by Deputy Director Spittler that his status was valid.

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Upon motion of Chairman Shelton, seconded by Commissioner Williams and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki and Williams voting yes, the Commission approved the application for key employee for See Eekhong.

2. Application for Key Employee License – Request for Withdrawal:
a. Hawaiian Gardens Casino:
Manisy, Somphane

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the request for withdrawal of the application for a key employee license, with prejudice, for Somphane Mansey, Item 2.a. Upon motion of Commissioner Sasaki, seconded by Chairman Shelton and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki and Williams voting yes, the Commission approved the request for withdrawal of the application for a key employee license, with prejudice, for Somphane Mansey.

3. Application for Key Employee License:
a. Artichoke Joe's Casino:
Seward, David

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for a key employee license for David Seward, Item 3.a. Upon motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for a key employee license for David Seward.

- b. Bicycle Casino:
Sinanyan, Sinan

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for a key employee license for Sinan Sinanyan, Item 3.b.

Commissioner Sasaki requested that Commission staff verify Mr. Sinanyan's discharge papers with the Turkish Consulate.

Upon motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for a key employee license for Sinan Sinanyan.

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c. Capitol Casino:
Lam, Tim

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for a key employee license for Tim Lam, Item 3.c. Upon motion of Commissioner Sasaki, seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for a key employee license for Tim Lam.

d. Commerce Casino
Thomas, Tracey Glenn

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for a key employee license for Tracey Glenn Thomas, Item 3.d. Upon motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for a key employee license for Tracey Glenn Thomas.

e. Hawaiian Gardens Casino:
Chen, Eric Szu-Ping

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for a key employee license for Eric Szu-Ping Chen, Item 3.e., with the following condition:

Mr. Chen along with all other applicable key employees who receive a bonus based on a percentage of gaming revenue shall submit an application for state gambling license as financial shareholders. All applications shall be received at the Commission by October 31, 2005.

Commissioner Williams inquired about allegations involving the applicant which were deemed unfounded by the Division.

Deputy Director Spittler stated that the Division investigated the allegation and found it dealt with an unfounded civil employment issue.

Chairman Shelton advised that there were no areas of concern from the Division.

Commissioner Cruz questioned whether Mr. Chin would remain a key employee if Mr. Chin applies, and does not qualify, as a financial shareholder.

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Deputy Director Spittler responded that if he were not approved as a shareholder, he would not necessarily lose his key employee status.

Commissioner Sasaki asked if the financial shareholder background investigation was more detailed than a key employee background investigation.

Deputy Director Spittler responded that shareholder investigations were more in-depth.

Upon motion of Chairman Shelton, seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for a key employee license for Eric Szu-Ping Chen.

f. Napa Valley Casino: Tan, Bing

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for a key employee license for Bing Tan, Item 3.f. Upon motion of Commissioner Sasaki, seconded by Commissioner Williams and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for a key employee license for Bing Tan.

4. Request for Additional Authorized Tables:

a. Livermore Saloon and Casino: Sidney Ahn, Sole Proprietor

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the request for one additional table for a total of three tables authorized on the license for the Livermore Saloon and Casino.

Commissioner Cruz questioned the importance of the chart of accounts because the casino has not provided them.

In response, Deputy Director Spittler explained that the chart of accounts is a fairly new requirement and stated letters have been sent to Mr. Ahn requesting the chart of accounts.

Upon motion of Chairman Shelton, seconded by Commissioner Sasaki and unanimously carried in the call for a vote with Chairman Shelton, and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the request for one additional table for a total of three tables authorized on the license for Livermore Saloon and Casino.

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- b. Ocean's Eleven Casino, Incorporated and North County Gaming, Incorporated - Partnership:

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the request for five additional tables for a total of forty-five tables authorized on the license for the Livermore Saloon and Casino, Item 4.b.

Commissioner Sasaki asked what the total number of allowable tables was under the local jurisdiction.

Deputy Director Spittler responded that 45 was the maximum number of tables allowed by local ordinance.

Upon motion of Commissioner Williams, seconded by Commissioner Sasaki and unanimously carried in the call for a vote, with Chairman Shelton, and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the request for five additional authorized tables for a total of 45 tables authorized on the license for Ocean's Eleven Casino.

5. Applications for Renewal of State Gambling License – Request for Withdrawal:

- a. Casino Asia, Inc.
 - Juan Guzman
 - Kermit Schayltz
 - Sandra Schayltz – Community Property Interest Holder
 - Leo Chu
 - Ivy Chu – Community Property Interest Holder

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the request for withdrawal of the application for renewal of a state gambling license for Casino Asia, Inc., Item 5.a.

Commissioner Sasaki asked if the recommendation for approval of the request for withdrawal was without prejudice.

Deputy Director Spittler responded, the recommendation was for approval of the request without prejudice.

Upon motion of Commissioner Sasaki, seconded by Commissioner Williams and unanimously carried in the call for a vote with Chairman Shelton, and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the request for withdrawal, without prejudice, of the application for renewal, for Casino Asia, Inc.

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6. Applications for Renewal of State Gambling License:

a. Jalisco Pool Room: Rafael P. Quiorga, Sole Proprietor

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for renewal of a state gambling license from July 1, 2005 through June 30, 2006, for Jalisco Pool Room, Item 6.a. Upon motion of Commissioner Williams, seconded by Commissioner Sasaki and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for renewal of a state gambling license from July 1, 2005 through June 30, 2006, for Jalisco Pool Room.

b. La Fuerza: Eusebio Rodriguez, Sole Proprietor

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for renewal of a state gambling license from September 1, 2005 through August 31, 2006, for La Fuerza, Item 6.b. Upon motion of Commissioner Sasaki, seconded by Commissioner Williams and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for renewal of a state gambling license from September 1, 2005 through August 31, 2006, for La Fuerza.

c. Limelight Card Room: Peter Mikacich, Sole Proprietor

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for renewal of a state gambling license for Limelight Card Room, Item 6.c., under either staff recommendation Option A or staff recommendation Option B, which he presented to the Commission as follows:

Option A:

Staff recommends the Commission approve a state gambling license to the owners of Limelight Card Room valid from September 1, 2005 and expiring on May 31, 2007 based on the following conditions: the licensee must pay the annual table fees pursuant to Business and Professions Code section 19876(a) and will not operate from September 1, 2006 to May 31, 2007 unless fees in the amount of \$1,688.00 are paid no later than August 31, 2006.

Option B:

Staff recommends the Commission approve a state gambling license to the owners of Limelight Card Room issued on September 1, 2005 and expiring on August 31, 2006.

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Upon motion of Commissioner Sasaki, seconded by Commissioner Williams and unanimously carried in the call for a vote with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for renewal of a state gambling license, with the terms specified in the staff recommendation, Option A, for Limelight Card Room.

d. Livermore Saloon and Casino: Sidney Ahn, Sole Proprietor

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for renewal of a state gambling license from September 1, 2005 through August 31, 2006, for Livermore Saloon and Casino, Item 6.d. Upon motion of Commissioner Cruz, seconded by Chairman Shelton and unanimously carried in the call for a vote with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for renewal of a state gambling license from September 1, 2005 through August 31, 2006, for Livermore Saloon and Casino.

e. Mortimer's Card Room: Edward Williamson and Ok Heui Hann, General Partnership

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for renewal of a temporary state gambling license from September 1, 2005 through November 30, 2005, for Mortimer's Card Room, Item 6.e. Deputy Director Spittler further indicated that a temporary license was necessitated because the application submitted was incomplete and Commission and Division staff needed additional time to process the application.

Commissioner Cruz asked Commission staff if they had a commitment from the applicant that a complete application would be submitted within this time frame.

Mr. Mike Franchetti, Attorney for Mortimer's Card Room, stated some errors were made on the initial application submitted, although it had been submitted on time. Corrections have been made and the application has been re-submitted.

Upon motion of Chairman Shelton seconded by Commissioner Sasaki and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for renewal of temporary a state gambling license from September 1, 2005 through November 30, 2005, for Mortimer's Card Room.

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f. Rooney's Cardroom: Walter Yee, Sole Proprietor

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for renewal of a state gambling license from September 1, 2005 through August 31, 2006, for Rooney's Cardroom, Item 6.f. Upon motion of Commissioner Sasaki seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for renewal of a state gambling license from September 1, 2005 through August 31, 2006, for Rooney's Cardroom.

g. St. Charles Place: James E. Roos, Sole Proprietor

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommends approval of the application for renewal of a state gambling license from September 1, 2005 through August 31, 2006, for St. Charles Place, Item 6.g. Upon motion of Chairman Shelton seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for renewal of a state gambling license from September 1, 2005 through August 31, 2006, for St. Charles Place.

h. Turlock Poker Room: Jose Gabriel Fernandez, Sole Proprietor

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for renewal of a state gambling license from June 1, 2005 through May 31, 2006, for Turlock Poker Room, Item 6.h., with the following condition:

The applicant shall only operate six tables until the local authorities approve the use of the seventh table. The applicant shall notify the Commission upon local approval of the seventh table and reconcile any additional fees with the Commission before utilizing said table.

Chairman Shelton was reluctant to approve a renewal license authorizing seven tables without prior approval of the local jurisdiction for the additional table.

Commissioner Sasaki questioned the number of tables that had not yet been approved.

Deputy Director Spittler explained that the local jurisdiction had not yet approved Turlock's request for the seventh table.

Upon motion of Commissioner Sasaki seconded by Commissioner Williams and carried in the call for a vote, with Chairman Shelton voting no and

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Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the application for renewal of a state gambling license from June 1, 2005 through May 31, 2006, for Turlock Poker Room, Item 6.h., with the conditions recommended by staff applied to the license.

7. Approval of Transfer of Shares:

- a. Bicycle Casino: Interest of Margaret Gilbert (deceased) in LCP Associates, Ltd. to Walker J. Lack, Robert H. Carter, and Haig Kelegian

Deputy Director Spittler indicated that Commission staff recommends approval of the transfer of shares for Bicycle Casino: Interest of Margaret Gilbert (deceased) in LCP Associates, Ltd. to Walker J. Lack, Robert H. Carter, and Haig Kelegian, Item 7.a. Upon motion of Commissioner Sasaki seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission approved the transfers of shares for Bicycle Casino.

- b. Bicycle Casino: Transfer of Shares of Certain Park Place Associates, Ltd., Partners to LCP Associates, Ltd.; these persons will become partners in LCP Associates, Ltd.
 - i. Douglas Ayers
 - ii. Katie DeChamplain
 - iii. Judith Krokover
 - iv. Shirley Kunisaki
 - v. Thomas Kunisaki
 - vi. Thomas Madigan
 - vii. Valerie Ota
 - viii. Valerie Ota, Executrix of the Estate of Yoshiaki Ota
 - ix. Kim Siner
 - x. Jamie Madigan Tait

Deputy Director Spittler indicated that Commission staff recommends that Item 7.b., Bicycle Casino: Transfer of Shares of Certain Park Place Associates, Ltd., Partners to LCP Associates, Ltd., and Item 8.a., consideration of the request for withdrawal of the application for Tribal-State Compact Gaming Resource Supplier Finding of Suitability for Cascade Entertainment Group, LLC, be tabled.

Commissioner Cruz moved to table both Items 7.b. and 8.a. Commissioner Sasaki seconded the motion.

Richard Armstrong, Monteau & Peebles, commented on the standing motion indicating that as counsel for the Picayune Gaming Commission he had received notice that Item 8.a., would be continued to August 18, 2005.

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Commissioner Cruz withdrew his motion and Commissioner Sasaki withdrew her second to the motion.

Commissioner Cruz moved to table Item 7.b., and Commissioner Sasaki seconded the motion, which unanimously carried in a roll-call vote with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes. The Commission tabled Item 7.b.

8. Application for Tribal-State Compact Gaming Resource Supplier (Vendor) Finding of Suitability – Request for Withdrawal:

- a. Cascade Entertainment Group, LLC
 - i. Cascade Entertainment Group, LLC

Commissioner Cruz moved to table Item 8.a. and to reschedule the matter for Commission consideration at the August 18, 2005 meeting. Commissioner Sasaki seconded the motion, which unanimously carried in a roll-call vote with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes.

9. Application for Tribal-State Compact Gaming Resource Supplier (Vendor) Finding of Suitability:

- a. Innovations in Native-American Gaming, Inc., a California Corporation, Mark Hamilton Jones, President:
 - i. Middletown Rancheria of Pomo Indians of California – Twin Pine Casino
 - ii. Picayune Rancheria of Chukchansi Indians of California – Chukchansi Gold Resort and Casino
 - iii. Rincon Band of Luiseno Mission Indians of the Rincon Reservation – Harrah's Rincon Casino and Resort
 - iv. San Pasqual Band of Diegueno Mission Indians of California – Valley View Casino
 - v. Sycuan Band of Diegueno Mission Indians of California – Sycuan Resort and Casino

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend approval of the application for Tribal-State Compact Gaming Resource Supplier Finding of Suitability for Innovations in Native-American Gaming, Inc., Item 9.a. Mr. Spittler further indicated that there had been some concern with regard to the applicant's compliance with the Division of Gambling Control's Advisory #4, Volcanic Bingo Advisory, however the applicant's attorney, Robert Tabor, had promised compliance with the Advisory by letter dated June 21, 2005.

Executive Director Balonon indicated that Mr. Tabor contacted the Commission requesting a continuance because he would not be able to attend the meeting, however his client Mark Hamilton Jones, President of Innovations in Native-American Gaming Inc., would be in attendance at the meeting. Mr. Balonon further indicated that he had

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advised Mr. Tabor that staff was prepared to go before the Commission with the matter and unless the Commission chose otherwise it would not be continued.

Chairman Shelton inquired whether Mr. Jones was present.

Mark Hamilton Jones, President, Innovations in Native-American Gaming, Inc., indicated his presence in response to Chairman Shelton.

Chairman Shelton acknowledging the June 21, 2005, letter that indicated Mr. Jones's intent of continued compliance, asked for assurance from Mr. Jones that should his company have a change in policy, they contact either the Division of Gambling Control or the Commission prior to placement of new games.

Mr. Jones gave his assurance and indicated that his company had contacted the Division of Gambling Control prior to placement of the games now in question.

Commissioner Cruz stated that the June 21, 2005 letter implied that Mr. Jones fully intends to comply with all gaming regulatory statutes and duly adopted regulations and inquired of staff whether ignoring an Advisory was a violation of regulation or law.

Chief Counsel Rickards responded to Commissioner Cruz's inquiry stating that the June 21, 2005 letter may not specifically cover a situation in which there is a disagreement on whether a game is legal, and indicated that the Commission could continue the matter to question the applicant's attorney Mr. Tabor, or move forward and address their questions to Mr. Jones.

John Currier, Tribal Chairman, Rincon Band of Luiseno Mission Indians, commented on the Commission's consideration of the application for Finding of Suitability for Innovations in Native-American Gaming Inc., and indicated Rincon's position that non-compliance with an advisory does not imply that there has been a violation of law.

Chairman Shelton moved to approve the application for Tribal-State Compact Gaming Resource Supplier Finding of Suitability for Innovations in Native-American Gaming, Inc. Commissioner Williams seconded the motion.

Commissioner Sasaki asked staff to confirm whether Innovations in Native-American Gaming Inc., was registered as a distributor and also a manufacturer.

Staff responded that Innovations in Native-American Gaming Inc., was registered as both distributor and a manufacturer.

Mr. Jones indicated that Innovations in Native-American Gaming Inc., was also licensed with two additional Tribal Gaming Commissions not included on the agenda, which were Table Mountain and Campo.

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Chairman Shelton called for the vote. The motion made by Chairman Shelton and seconded by Commissioner Williams to approve the application for Tribal-State Compact Gaming Resource Supplier Finding of Suitability for Innovations in Native-American Gaming, Inc., unanimously carried in the vote by roll call with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes. The Commission approved the application for Tribal-State Compact Gaming Resource Supplier Finding of Suitability for Innovations in Native-American Gaming, Inc.

10. Applications for Tribal-State Compact Key Employee Finding of Suitability:

- a. Robinson Rancheria of Pomo Indians of California – Robinson Rancheria Casino and Bingo:
Pady, Shawn

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend denial of the application for Tribal-State Compact Key Employee Finding of Suitability for Shawn Pady.

Chief Counsel, Rickards stated that Mr. Pady had been noticed concerning the pending action and has not requested a hearing.

Upon the motion of Chairman Shelton, and second by Commissioner Williams and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission denied Tribal-State Compact Key Employee Finding of Suitability for Shawn Pady.

- b. Sycuan Band of Diegueno Mission Indians of California – Sycuan Resort and Casino:
Rittner, Gilbert

Deputy Director Spittler indicated that both the Division of Gambling Control and Commission staff recommend denial of the application for Tribal-State Compact Key Employee Finding of Suitability for Gilbert Rittner. Upon the motion of Commissioner Williams, second by Chairman Shelton and unanimously carried in the call for a vote with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the Commission denied the Tribal-State Compact Key Employee Finding of Suitability for Gilbert Rittner.

CONSENT CALENDAR ITEMS

1. Application for Renewal of Work Permit:
 - a. Oasis Cardroom
Gates, Grace

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2. Applications for Tribal-State Compact Key Employee Finding of Suitability:
- a. Agua Caliente Band of Cahuilla Indians of the Agua Caliente Reservation – Agua Caliente Casino:
Shabansky, Hyman
Williams, Joseph
 - b. Big Valley Band of Pomo Indians of the Big Valley Rancheria – Konocti Vista Casino:
Wickard, Damien
 - c. Cabazon Band of Mission Indians – Fantasy Springs Casino:
Figueroa, Natalie
 - d. Cachil DeHe Band of Wintun Indians of the Colusa Indian Community of the Colusa Rancheria – Colusa Casino & Bingo:
Altimus, Jeremy
Bill, Darryel
Dickison, Paul
Fossett, John
Gonzales, Raul
Kazena, Sharon
MacKaben, Robert
McGee, David
Mitchell, Dennis
Rodriguez, Jorge
 - e. Hopland Band of Pomo Indians of the Hopland Rancheria – Shokawah Casino & Bingo:
Anderson, Karri
 - f. Jackson Rancheria of Me-Wuk Indians of California – Jackson Casino:
Munson, Steven
Rhodes, Stephen
 - g. Middletown Rancheria of Pomo Indians of California – Twin Pine Casino:
Bellamy, Donald
Brown, Gwen
 - h. Paiute-Shoshone Indians of the Bishop Community of the Bishop Colony – Paiute Place Casino:
Graves, Ingrid
 - i. Pala Band of Luiseno Mission Indians of the Pala Reservation – Pala Casino:
Gardner, Christopher
 - j. Pauma Band of Luiseno Mission Indians of the Pauma & Yuima Reservation – Casino Pauma:
Bridges, Steven
 - k. Picayune Rancheria of Chukchansi Indians of California – Chukchansi Gold Resort and Casino:
Lugo, Randy
Manzano, Regina

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- l. Redding Rancheria – Win-River Casino:
Mayle, Debra
- m. Rincon Band of Luiseno Mission Indians of the Rincon Reservation –
Harrah's Rincon Casino and Resort:
LuBien, Margaret
- n. Rumsey Indian Rancheria of Wintun Indians of California – Cache Creek
Casino:
Magbitang, Joseph
McCarthy, Charles
- o. Santa Ynez Band of Chumash Mission Indians of the Santa Ynez
Reservation – Chumash Casino:
Heggie, Mia
Reynolds, Pamela
Rudnicki, Michelle
Thomas, Brittany
Whalen, Brandy
Xiong, Joe
- p. Sycuan Band of Diegueno Mission Indians of California – Sycuan Resort
and Casino:
Agapay, Christian
- q. Table Mountain Rancheria of California – Table Mountain Casino:
Mazquiaran, Noemi
Stover, Robert
- r. Tule River Indian Tribe of the Tule River Reservation – Eagle Mountain
Casino:
Wingfield, Vicki
- s. United Auburn Indian Community of the Auburn Rancheria of California –
Thunder Valley Casino:
Chin, Cheng
Teap, Pheap
- t. Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of
the Viejas Reservation – Viejas Casino & Turf Club:
Sok, Teang
Zamora, Ramon

3. Applications for Tribal-State Compact Key Employee Finding of Suitability -
Renewal:

- a. Agua Caliente Band of Cahuilla Indians of the Agua Caliente Reservation
– Agua Caliente Casino:
Bellis, Steven
Bobo, Diane
Bueller, Jeffrey
Castro, Jose
Diep, Brian

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- Gilbert, Larry
- Gray, Johnny
- Jones, Bryn
- Lucero, Michael
- Mainez, Michael
- Maras, Ivica
- Martinez, Roberto
- McElwain, Alwilda
- Mesrobian, Hasmig
- Munoz, Juan
- Romero, Xochilt
- Soria, Cornelio
- Villicana, Marcos
- Ward, Richard
- b. Berry Creek Rancheria of Maidu Indians of California – Gold Country Casino:
 - Brown, Julie
 - Marquez, Alfred
 - Nydell, Heather
 - Silva, John
 - Wilson, Richard
- c. Big Sandy Rancheria of Mono Indians of California – Mono Winds Casino:
 - Dandy, Barbara
- d. Chemehuevi Indian Tribe of the Chemehuevi Reservation – Havasu Landing Resort and Casino:
 - Hill, Jay
 - Jacques, Manuel
- e. Morongo Band of Cahuilla Mission Indians of the Morongo Reservation – Casino Morongo:
 - Rosson, Kelvin
- f. Pechanga Band of Luiseno Mission Indians of the Pechanga Reservation – Pechanga Resort and Casino:
 - Deisenhammer, Thomas
- g. Quechan Tribe of the Fort Yuma Indian Reservation – Paradise Casino:
 - Allison, Jerry
 - Billingsley, William
 - Dugan, Mary
 - Duran, Christopher
 - Escalanti, Keeny
 - Foster, Donna
 - Gale, Matthew
 - Jefferson, Peggy
 - Keenan, Carmen
 - Kibbe, Vivian
 - Kochis, Paul

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- Magana, Wanda
McCoy, Patrick
Miller, Bridgette
Montague, Charles
Potts, Barbara
Potts, Leslie
Rivera, Rene
Ruiz, Ronnie
Sanson, Daniel
Sweeney, Patricia
Warner, Lenora
Weeks, John
White Pigeon, Paul
Yazzie, Garrison
- h. Rumsey Indian Rancheria of Wintun Indians of California – Cache Creek
Casino Resort:
Scrivener, Robert
- i. San Manuel Band of Serrano Mission Indians of the San Manuel
Reservation – San Manuel Indian Bingo & Casino:
Berns, Jerry
Brown, Christopher
Charles, Rufina
Chavez, Peter
Cousino, Toni
Cumberbatch, June
DeMillo, Todd
Edwards, Ricky
Fisher, Yolanda
Franklin, Nancy
Gassaway, Michael
Haggerty, Robert
Hill, Robert
Hodge, Thomas
Humphries, Samuel
Isabell, Mark
Kohn, Michael
Kuehnel, Steve
Lay, Nelson
Lengel, Steve
Lomibao, Cyrus
Lugo, Louis
Miller, Billy
Nguyen, Demetrius
Obermeyer, Denise
Pahls, Ralph

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- Pak, Eun
- Pecson, Arnel
- Perales, Antonio
- Rivas, Armando
- Schell, Michael
- Simo, Luis
- Slaughter, John
- To, Richard
- Tonjes, Kenne
- Trieu, Quang
- Williams, Gregory
- Worthy, James
- j. San Pasqual Band of Diegueno Mission Indians of California – Valley View Casino:
 - Arviso, Melody
 - Howard, Bruce
 - Marquiss, Leilani
 - Quintana, Erica
 - Swain, Braden
 - Viers, Susan
- k. Twenty-Nine Palms Band of Mission Indians of California – Trump 29 Casino:
 - Cardenas, Eduardo
 - Tatro, Melynda
- l. United Auburn Indian Community of the Auburn Rancheria of California – Thunder Valley Casino:
 - Aranda, Ruben
 - Atkinson, Donald
 - Au, Ivan
 - Biggs, Donald
 - Broome, Curtis
 - Bryant, Stephen
 - Buchanan, Theodore
 - Bugica, Christie
 - Cordingley, Greg
 - Edwards, Sandra
 - Gervais, John
 - Hobson, Traci
- m. Viejas (Baron Long) Group of Capitan Grande Band of Mission Indians of the Viejas Reservation – Viejas Casino:
 - Bisbines, Marc
 - Steffens, Kimberly

Deputy Director Spittler presented the Consent Calendar to the Commission for its consideration of: (1) applications for renewal of a work permit, (2) tribal-state compact

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key employee findings of suitability and (3) tribal-state compact key employee findings of suitability - renewal, with the exclusion of Item 3.i., Curtis Bloome, to be tabled for further action.

Commissioner Cruz inquired about the summary checklist for Armando Rivas, Item 3.i, with a check of yes in financial category. [need to explain what this means]

Deputy Director Spittler advised the Commission that check of yes was an error.

Upon motion of Commissioner Sasaki seconded by Chairman Shelton and unanimously carried in a roll-call vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes the Commission approved the Consent Calendar and tabled Curtis Bloome for further action.

PUBLIC COMMENT

John Currier, Rincon Band of Luiseno Mission Indians, presented comments to the Commission concerning the Commission's interpretation of the Tribal-State Compact pertaining to "in commercial operation", Section 4.3.2.2(e). Mr. Currier indicating that Rincon did not participate in the Commission's workshops with the tribes on the issue of what is in operation/not in operation of gaming devices, stated for the record that Rincon's position is different than the Commission's and Rincon believes that the position taken by the Commission prejudices the Rincon Band and other tribes. Mr. Currier indicated that the Rincon Band would like to see the Commission reopen for reconsideration and additional input from tribes its interpretation of Tribal-State Compact section 4.3.2.2(e), pertaining to "in commercial operation." Mr. Currier further indicated that the Governor could ease the stress of these types of issues if he would work with the tribes in a fair manner to reasonably work out the ambiguities in the Compacts.

Chairman Shelton, in response to Mr. Currier's comments acknowledged the Rincon Band's past support of the Commission and thanked the tribe. Chairman Shelton did indicate his disagreement with Mr. Currier's comments regarding the Governor and stated for the record his opinion that the Governor was doing a great job.

CLOSED SESSION

Chairman Shelton announced that the Commission would not adjourn to Closed Session since there were no new matters under Government Code section 11126(e) that required discussions.

Commission Meeting of August 4, 2005

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OPEN SESSION

Chairman Shelton expressed his displeasure with cardrooms not cooperating with the Division in providing signed releases to review personnel records and reiterated the necessity for disciplinary regulations.

Chairman Shelton announced that Greg Bergfeld, California-Nevada Area Director, National Indian Gaming Commission, had passed away and that he believed services would be held on August 12, 2005.

ADJOURNMENT

Upon motion to adjourn the meeting by Commissioner Williams, seconded by Commissioner Cruz and unanimously carried in the call for a vote, with Chairman Shelton and Commissioners Cruz, Sasaki, and Williams voting yes, the meeting adjourned at 2:17 p.m.

Attachment A

MALONEY & TABOR, INC.

20 July 2005

John Spittler, Deputy Director Licensing Division
California Gambling Control Commission
2399 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833-4321
916.263.0452

RECEIVED
BY

JUL 22 2005

CA GAMBLING CONTROL
COMMISSIONVia Facsimile/U.S. Mail**Re: Innovations in Native American Gaming**

Dear Deputy Director Spittler:

It was a pleasure speaking with you today regarding my client INAG. We discussed the possibility of our having a meeting together with the Commission's counsel, Cy Rickerts, in order to discuss some additional information Commission staff would like to have in place prior to placing INAG on the Commission's agenda. As I understand it, your concern is that the Commission may have some questions about what, if anything INAG has done in response to the Division's recent Advisory on INAG's Volcanic Single Ball Bingo ("VSBB") game and INAG's letter to the Division in response thereto. By this letter and the documents I attach hereto, I hope to address your concern by advising the Commission, through your office, of the action INAG has taken in response to the Division's VSBB Advisory. Should you feel our meeting to discuss these matters is necessary following your review of this letter, I would be happy to meet with you.

In approximately May 2005, the Division released an Advisory entitled Volcanic Bingo Advisory. That Advisory concludes that "Volcanic Bingo [is] an unauthorized banking game that is impermissible for play in a tribal casino in California." In a letter dated June 7, 2005, Division of Gambling Control staff advised INAG of the existence of the Volcanic Bingo Advisory and requested INAG to advise the Division of the action INAG would take in response thereto. On 21 June 2005 and on behalf of INAG, this office responded to the Division's request. A copy of that letter is attached. In July of 2005, INAG provided a letter to various California gaming Tribes advising them of the VSBB Advisory. That letter is also attached. In addition, the INAG letter to the Tribes advises the Tribes that the play of VSBB with cards is permitted. Finally, the INAG letter recognized that whether the Tribes take any action relative to the VSBB Advisory is a decision for each individual Tribe.

As Commission staff is aware, with VSBB INAG is fundamentally selling a game idea to the Tribal Casinos. The precise format of the game play is then controlled by the Tribal Casino. INAG provides various policies and procedures to the Tribal Casinos setting forth various methods of game play, but again, it is the Tribal Casino that determines the nature of game play.

2398 FAIR OAKS BLVD.

SACRAMENTO, CA 95825

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MALONEY & TABOR, INC.

Other than informing the various Tribal Casinos of the Division's VSBB Advisory, it is INAG's position that INAG does not have either the legal ability or the legal obligation to dictate to any sovereign tribe whether that Tribe may use ball blowers, or any other device, in the play of VSBB.

INAG continues to market and sell its VSBB game to Tribal Casinos. However, INAG is providing cards rather than bingo ball blowers for game play with the VSBB games it is marketing.

I trust that this letter, together with the attachments, fully addresses any concerns Commission staff may have regarding this issue such that INAG may be placed on the Commission's Agenda at the very earliest opportunity.

Should you have any questions or comments on the foregoing or otherwise, or if you continue to believe a meeting is warranted, please do not hesitate to contact me.

Very truly yours,

MALONEY & TABOR, INC

By:


ROBERT S. TABOR

RST:er

Attachments: As Stated

cc: Client w/out enclosures